



OFFICE OF THE SECRETARY OF DEFENSE
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WASHINGTON, DC 20301-1950

ADMINISTRATION AND
MANAGEMENT

March 24, 2008

MEMORANDUM FOR COMMITTEE MANAGEMENT SECRETARIAT
GENERAL SERVICES ADMINISTRATION

SUBJECT: Committee Charter Consultation – Board of Regents Uniformed Services
University of the Health Sciences

Last year the Department of Defense renewed the charter for the Board of Regents Uniformed Services University of the Health Sciences (Attached).

Pursuant to section 954 of Public Law 110-181, the committee member appointment authority is changed from the President to the Secretary of Defense (Attached. This office, in consultation with the Office of the Department of Defense General Counsel, has rewritten the charter to comply with the new statutory requirements (Attached).

Prior to filing the committee's modified charter with the Library of Congress and the appropriate congressional committees, the Department of Defense respectfully requests that the Committee Management Secretariat review and approve the charter.

If you should have any questions about this charter please contact me at 703-601-2554, extension 128.

A handwritten signature in black ink, reading "James D. Freeman II", is positioned above the printed name.

James D. Freeman II
Deputy Committee Management
Officer for the Department of Defense

3 Attachments
As stated

TAB 1

(2) in subparagraph (B)—

(A) in clause (i) by striking “or” at the end;

(B) in clause (ii) by striking “and” at the end and inserting “or”; and

(C) by adding at the end the following:

“(iii) for not less than one academic year in a position in the field of education in a discipline related to the study supported by the program if the recipient demonstrates to the Secretary of Defense that no position is available in the departments, agencies, and offices covered by clauses (i) and (ii); and”.

SEC. 954. BOARD OF REGENTS FOR THE UNIFORMED SERVICES UNIVERSITY OF THE HEALTH SCIENCES.

(a) REORGANIZATION AND AMENDMENT OF BOARD OF REGENTS PROVISIONS.—

(1) IN GENERAL.—Chapter 104 of title 10, United States Code, is amended by inserting after section 2113 the following new section:

“§ 2113a. Board of Regents

“(a) IN GENERAL.—To assist the Secretary of Defense in an advisory capacity, there is a Board of Regents of the University.

“(b) MEMBERSHIP.—The Board shall consist of—

“(1) nine persons outstanding in the fields of health and health education who shall be appointed from civilian life by the Secretary of Defense;

“(2) the Secretary of Defense, or his designee, who shall be an ex officio member;

“(3) the surgeons general of the uniformed services, who shall be ex officio members; and

“(4) the President of the University, who shall be a non-voting ex officio member.

“(c) TERM OF OFFICE.—The term of office of each member of the Board (other than ex officio members) shall be six years except that—

“(1) any member appointed to fill a vacancy occurring before the expiration of the term for which his predecessor was appointed shall be appointed for the remainder of such term; and

“(2) any member whose term of office has expired shall continue to serve until his successor is appointed.

“(d) CHAIRMAN.—One of the members of the Board (other than an ex officio member) shall be designated by the Secretary as Chairman. He shall be the presiding officer of the Board.

“(e) COMPENSATION.—Members of the Board (other than ex officio members) while attending conferences or meetings or while otherwise performing their duties as members shall be entitled to receive compensation at a rate to be fixed by the Secretary and shall also be entitled to receive an allowance for necessary travel expenses while so serving away from their place of residence.

“(f) MEETINGS.—The Board shall meet at least once a quarter.”.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

(3) CONFORMING AMENDMENTS.—

(A) Section 2113 of title 10, United States Code, is amended—

(i) in subsection (a), by striking “To assist” and all that follows through the end of paragraph (4);

(ii) by striking subsections (b), (c), and (e);

(iii) by redesignating subsections (d), (f), (g), (h), (i), and (j) as subsections (b), (c), (d), (e), (f), and (g), respectively; and

(iv) in subsection (b), as so redesignated, by striking “who shall also serve as a nonvoting ex officio member of the Board”.

(B) Section 2114(h) of such title is amended by striking “2113(h)” and inserting “2113(e)”.

(b) STATUTORY REDESIGNATION OF DEAN AS PRESIDENT.—

(1) Subsection 2113 of such title is further amended by striking “Dean” each place it appears in subsections (b) and (c)(1), as redesignated by subsection (a)(3), and inserting “President”.

(2) Section 2114(e) of such title is amended by striking “Dean” each place it appears in paragraphs (3) and (5).

SEC. 955. ESTABLISHMENT OF DEPARTMENT OF DEFENSE SCHOOL OF NURSING.

(a) ESTABLISHMENT PLAN REQUIRED.—Not later than February 1, 2008, the Secretary of Defense shall submit to the congressional defense committees a plan to establish a School of Nursing within the Uniformed Services University of the Health Sciences. The Secretary shall develop the plan in consultation with the Board of Regents of the Uniformed Services University of the Health Sciences and submit the plan to the Board of Regents for review and to solicit the Board's recommendations.

(b) PROGRAMS OF INSTRUCTION.—In consultation with the Secretaries of the military departments, the Secretary of Defense shall include in the plan required by subsection (a) programs of instruction for the School of Nursing that would lead to the award of a bachelor of science in nursing and such other baccalaureate or graduate degrees in nursing as the Secretary considers appropriate. The plan shall also address the enrollment as students of enlisted members and officers of the Armed Forces and civilians for the purpose of commissioning them as military nursing officers upon graduation. The graduates of such a program of instruction shall be fully eligible to meet credentialing and licensing requirements of the military departments and at least one State in their program of study.

(c) CONSIDERATION OF CERTAIN PROGRAMS.—In developing the plan under subsection (a), the Secretary shall consider the inclusion of the following types of programs:

(1) A program to enroll students who already possess an associate degree in nursing so that they can earn a bachelor of science in nursing.

(2) A program to enroll students who already possess other associate degrees so that they can earn a bachelor of science in nursing.

(3) A program to enroll students who already possess an associate degree in nursing so that they can earn a master of science in nursing.

CHARTER
BOARD OF REGENTS OF THE
UNIFORMED SERVICES UNIVERSITY OF THE HEALTH SCIENCES

- A. Official Designation: This committee shall be known as the Board of Regents of the Uniformed Services University of the Health Sciences (hereafter referred to as the Board of Regents).
- B. Objectives and Scope of Activities: The Board of Regents, pursuant to the Federal Advisory Committee Act of 1972 (5 U.S.C., Appendix, as amended) and 10 U.S.C. § 2113, is established to assist the Secretary of Defense in an advisory capacity in carrying out the Secretary's responsibility to conduct the business of the Uniformed Services University of the Health Sciences (hereafter referred to as the University). In addition, the Board of Regents shall provide advice and recommendations on academic and administrative matters critical to the full accreditation and successful operation of the University.

The Under Secretary of Defense for Personnel and Readiness or designee is authorized to act upon the advice of the Board of Regents.

- C. Board of Regents Membership: Pursuant to 10 U.S.C. § 2113(a), the Board of Regents is composed of:
- Nine persons in the fields of health and health education who shall be appointed from civilian life by the President, by and with the advice and consent of the Senate;
 - The Secretary of Defense, or his designee, who shall be an ex officio member;
 - The surgeons general of the uniformed services, who shall be ex officio members; and
 - The Dean of the University, who shall be a nonvoting ex officio member.

The terms of office for those members appointed by the President pursuant to 10 U.S.C. § 2113(b) shall be six years except that:

- Any member appointed to fill a vacancy occurring before the expiration of the term for which his predecessor was appointed shall be appointed for the remainder of such term;
- The terms of office of the members first taking office shall expire, as designated by the President at the time of the appointment; and
- Any member whose term of office has expired shall continue to serve until his successor is appointed.

The President shall designate one appointed member of the Board of Regents to serve as Chair. Members of the Board of Regents who are not full-time or permanent part-time Federal employees shall serve as Special Government Employees under the authority of 5 U.S.C. § 3109, and, pursuant to 10 U.S.C. § 2113(e), shall receive compensation of no more than \$100 per day, as determined by the Secretary of Defense, in addition to travel expenses and per diem while serving away from their place of residence.

- D. Board of Regents Meetings: The Board of Regents shall meet at the call of the Designated Federal Officer, in consultation with the Chair and the President of the University. The estimated number of meetings is four per year.

The Designated Federal Officer shall be a full-time or permanent part-time DoD employee, and shall be appointed in accordance with established DoD policies and procedures. The Designated Federal Officer or Alternate Designated Federal Officer shall attend all Board of Regents' meetings and subcommittee meetings.

The Board of Regents is authorized to establish subcommittees and workgroups, as necessary and consistent with its mission. Board of Regents subcommittees and workgroups shall operate under the provisions of 5 U.S.C., Appendix, as amended, the Sunshine in the Government Act of 1976 (5 U.S.C. § 552b, as amended) and other appropriate Federal regulations.

Board of Regents subcommittees and workgroups shall not work independently of the Board of Regents and shall report all their recommendations and advice to the Board of Regents for full deliberation and discussion. Board of Regents subcommittees and workgroups have no authority to make decisions on behalf of the Board of Regents and may not report directly to the Department of Defense or any Federal officers or employees who are not Board of Regents members.

- E. Duration and Termination of the Board of Regents: Pursuant to 10 U.S.C. § 2113(a), the need for the Board of Regents' advice is on a continuing basis; however, it is subject to renewal every two years.
- F. Agency Support: The Department of Defense, through the University, shall provide support as deemed necessary for the performance of Board of Regents functions, and shall ensure compliance with the requirements of 5 U.S.C., Appendix, as amended.
- G. Operating Costs: It is estimated that the annual operating costs, to include travel and contract support, for this Board of Regents is \$185,000.00. The estimated cost in man-years to the Department of Defense is 2.0 full-time equivalents.
- H. Charter Filed: April 4, 2007

TAB 2

CHARTER
BOARD OF REGENTS OF THE
UNIFORMED SERVICES UNIVERSITY OF THE HEALTH SCIENCES

- A. Official Designation: This committee shall be known as the Board of Regents of the Uniformed Services University of the Health Sciences (hereafter referred to as the Board of Regents).
- B. Objectives and Scope of Activities: The Board of Regents, pursuant to the Federal Advisory Committee Act of 1972 (5 U.S.C., Appendix, as amended) and 10 U.S.C. § 2113, as amended, is established to assist the Secretary of Defense in an advisory capacity in carrying out the Secretary's responsibility to conduct the business of the Uniformed Services University of the Health Sciences (hereafter referred to as the University). In addition, the Board of Regents shall provide advice and recommendations on academic and administrative matters critical to the full accreditation and successful operation of the University.

The Under Secretary of Defense for Personnel and Readiness or designee is authorized to act upon the advice of the Board of Regents.

- C. Board of Regents Membership: Pursuant to 10 U.S.C. § 2113(a), the Board of Regents is composed of fifteen members:
- Nine persons outstanding in the fields of health and health education who shall be appointed from civilian life by the Secretary of Defense;
 - The Secretary of Defense, or his designee, who shall be an ex officio member;
 - The surgeons general of the uniformed services, who shall be ex officio members; and
 - The President of the University, who shall be a non-voting ex officio member.

The terms of office for each member of the Board (other than ex officio members) shall be six years except that:

- Any member appointed to fill a vacancy occurring before the expiration of the term for which his predecessor was appointed shall be appointed for the remainder of such term; and
- Any member whose term of office has expired shall continue to serve until his successor is appointed

One of the appointed members of the Board shall be designated as Chairman by the Secretary of Defense. The Chairman shall be the presiding officer of the Board.

Members of the Board of Regents who are not full-time or permanent part-time federal employees shall serve as Special Government Employees under the authority of 5 U.S.C. § 3109, and, pursuant to 10 U.S.C. §2113(e), shall be entitled to receive compensation at a rate fixed by the Secretary of Defense, in addition to travel expenses and per diem while serving away from their place of residence.

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Board of Regents subcommittees and workgroups shall not work independently of the Board of Regents and shall report all their recommendations and advice to the Board of Regents for full deliberation and discussion. Board of Regents subcommittees and workgroups have no authority to make decisions on behalf of the Board of Regents and may not report directly to the Department of Defense or any Federal officers or employees who are not Board of Regents members.

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- F. Agency Support: The Department of Defense, through the University, shall provide support as deemed necessary for the performance of Board of Regents functions, and shall ensure compliance with the requirements of 5 U.S.C., Appendix, as amended.
- G. Operating Costs: It is estimated that the annual operating costs, to include travel and contract support, for this Board of Regents is \$185,000.00. The estimated cost in man-years to the Department of Defense is 2.0 full-time equivalents.
- H. Recordkeeping: The records of the Board of Regents and its subcommittees shall be handled according to section 2, General Records Schedule 26 and appropriate DoD policies and procedures. These records shall be available for public inspection and copying; some sensitive materials may be subject to the Freedom of Information Act of 1966 (5 U.S.C. § 552).
- I. Charter Filed: April 4, 2007
- J. Charter Amended: